

HUMAN SERVICES DEPARTMENT[441]**Adopted and Filed Emergency**

Pursuant to the authority of Iowa Code section 234.6 and 2013 Iowa Acts, Senate File 446, sections 18, 19 and 185, the Department of Human Services amends Chapter 156, “Payments for Foster Care,” Iowa Administrative Code.

These amendments provide an increase to the foster family daily reimbursement and adoption subsidy daily maintenance rates effective July 1, 2013.

These changes will ensure that foster parents and adoptive parents receive the financial support that is required for the children placed in their care. Many of the children in family foster care and the children that are adopted have numerous special needs that require a variety of supportive services.

The Council on Human Services adopted these amendments on June 26, 2013.

Pursuant to Iowa Code section 17A.4(3), the Department finds that notice and public participation are unnecessary because the Legislature mandated these changes.

Pursuant to Iowa Code section 17A.5(2)“b”(2), the Department further finds that the normal effective date of these amendments, 35 days after publication, should be waived and the amendments made effective July 1, 2013, because the amendments confer a benefit on the public. Licensed foster homes will receive a higher reimbursement rate for the foster children in their care. Adoptive parents that adopt children with special needs will also receive higher reimbursement rates.

These amendments are also published herein under Notice of Intended Action as **ARC 0857C** to allow for public comment.

These amendments do not provide for waivers in specified situations because the legislation does not specifically allow for waivers. Requests for waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 234.6 and 2013 Iowa Acts, Senate File 446, sections 18 and 19.

These amendments became effective July 1, 2013.

The following amendments are adopted.

ITEM 1. Amend subrule 156.6(1) as follows:

156.6(1) *Basic rate.* ~~Effective July 1, 2012, a~~ A monthly payment for care in a foster family home licensed in Iowa shall be made to the foster family based on the following schedule:

<u>Age of child</u>	<u>Daily rate</u>
0 through 5	\$15.98 <u>\$16.78</u>
6 through 11	\$16.62 <u>\$17.45</u>
12 through 15	\$18.19 <u>\$19.10</u>
16 or over	\$18.43 <u>\$19.35</u>

ITEM 2. Amend rule ~~441—156.6(234)~~, implementation sentence, as follows:

This rule is intended to implement Iowa Code section 234.38 and ~~2012 Iowa Acts, Senate File 2336,~~ section 34 2013 Iowa Acts, Senate File 446, sections 18 and 19.

[Filed Emergency 6/27/13, effective 7/1/13]

[Published 7/24/13]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 7/24/13.